VOL. LAX. No. 78.

SALT LAKE CITY, UTAH, SATURDAY MORNING, DECEMBER 31, 1904.

WHAT THE FARMER GETS UNDER THE CONTRACT.

12 PAGES ... FIVE CENTS.

AFTER FRACAS

ad Convicts in the Morgue.

ards and Prisoners Who Were Wounded Are in the Hospital.

d Injured Tells Story of Battle d How He Became Shield to

fact that the hospital here coneral wounded men and that wicts are laid out in the here is no indication at the rty made by nine convicts Three hun entay afternoon. Three hun-fifty convicts were put to work the quarry and about the scene of yesterday's

this morning, however, "Kid" on who is regarded as a partic-sigerous convict, was placed in pen for uttering words consid-rimental to the discipline of the He criticised Warden Yell and for killing his fellow-pris-

mando was also placed in been identified as the mar the sledge hammer into the His number was on the stepped away. Warden Yell this morning that Convict was in the plot to escape and ced in the dungeon he right jaw and coming the nose, will recover if ing does not set in. Murnded in the leg and has tw

that were taken from the

that he had been shot, as it while attempting to prevent a

Shield for Convicts. Murphy, who was taken by the

and used by them as a shield be bullets of the guards, was ming. Capt. Murphy was d is his bed by his injuries, but his he was feeling all right with spile of a severe soroness.

**Resulted official was asked to
acount of his experience with

arkts in their attempted break

said Capt. Murbeart the rock crusher make sai amount of noise and asked the trouble was. I was informed ordered the machine stopped tammer might be removed. the air, holding a knife. That stother attempt to break of occur to me, but I thought

Poked With Umbrella.

hid an umbrella, but used that Miley in the body, but he kept mbed and forced me to come Finley used his knife he back, forcing twas cut a number of times by

hen told me that they did not to hurt me, but they continued knife as a good. I asked they intended to do, and was thi, boys, you will all

bed and said, 'Wait a minot and let's talk this over." we went across the gangthe canel, and down onto the track. We had not gone more or six feet along the track stards opened fire. Is helping Finley drag me

her he suddenly fell to the that I received a shot in the difference of the state of the breaking loose from the men he up. The guards then poured of shots into the prisoners on the track and the break The men include. The men, including myself, ap not any larger than could

thing the fight with Finley to the knife, Capt.

I have down, Finley and stilling for Dossession of the Guard Harris came along, but it for some time to got a photothe for some time to get a shot as the latter kept Murphy himself and the guard. Finley is guidelined as and now lies dy-

Strong Evidence in

Is the Cutler Mountain

Milton Franklin and Mrs. Bessie Bouion, the latter believed to be the viotim of the Cutler mountain murder, were in Colorado Springs as late as Sunday, November 27, according to the information uncarthed by the city detectives today. This would bring their presence in this city down to within a few days of the time it is believed the murder was committed.

November 20. Where he spent the inter-vening time has not yet been learned, but the officers are tracing the mat-

taken by a man who answers the de-scription of Franklin and who was car-rying a bundle of soft material. The general appearance of the man caused considerable comment, as he did not appear to be a man accustomed to hard manual labor. The engineers are conmanual moor. The engineers are con-vinced that the man entered the can-yon from Cutler mountain. They say that instead of passing the time of day, as is customary in the mountains when people pass each other, the stranger hung his head and appeared to desire to avoid recognition. to avoid recognition

INVESTIGATE ANOTHER CLUE.

Farmer in Kansas Thinks Cutler Mountain Victim May Be Daughter.

farmer of this county, is making investigation of the Cutler mountain tragedy. fearing that his daughter, Mrs. Christina Hendershott, is the victim. Mrs. Hendershott lived in Colorado Springs and some time ago wrote her father that she was coming home for Christmas. Carlson wrote several letters in answer, but never heard from her, some of the letters being returned.

being returned.

Mrs. Hendershot was 29 years old and had dental work similar to the published description of the victim. Mrs. Hendershott was married in Oklahoma several years ago. Her husband was a telegraph operator. A short time prior to her going to Colorado Springs he sent her to Salina, promising to follow. Hendershott did not come and soon the woman went to Colorado Springs.

Will Furnish \$50,000 for Release of Nan Patterson From Jail.

he actress, has offered to furnish ball n any amount up to \$50,000 for the release of Nan Patterson from the Tombs prison, where she is now held charged with the murder of Caesar Young, acording to an announcement made by

Miss Patterson's counsel.

Miss Irwin called personally at the Tombs prison today and left a letter addressed to the former show girl and the announcement followed a few minutes after Miss Irwin went away. When cond time that he had been District Attorney Jerome's attention the attempting to prevent a was called to the offer of bail he said he had no statement to make and was not prepared to say what course the prosecution would take. Miss Patterson's ball before the re-

ADDICKS MEN YIELDED.

Delaware Legislature Organized and Passes Lien Law Bill.

DOVER, Del., Dec. 30.—The Legislature tonight, in an extra session, after disputing nearly all day over a division of officers, effected an organization, passed the bill extending to January I, 1996, the time when the new judgment lien law shall go into effect, also an appropriation bill covering the expense of the extra session, \$816, and then adjourned until tomorrow.

agreement in the dispute over offi-was reached by the Union (Addicks) epublicans conceding to the regulars no-half the offices of the Legislature, ith an understanding that those se-cted would serve only in the extra ses-

DENY RIGHT OF JUDGE.

Attorneys Refuse to Proceed With

BLUEFIELD. W. Va., Dec. 39.—Eilas Hatfield, noted for his connection with one of the bitterest of the mountain feuds, was accidentally killed near here. He was walking through a tunnel when overtak-

NEW YORK, Dec. 20.—Joseph W. Folk, Governor-elect of Missouri, has accepted the invitation of the Missouri Society of New York and will be the guest of honor at its annual banquet March 16.

Secretary Taft Life Member. CINCINNATI, O. Dec. 30.—The directors of the Cincinnati Chamber of Com-nerce have elected William H. Taft, Sec. retary of War, an honorary life member,

Murder Mystery

Detectives Believe Mrs. Bessie Bouton

COLORADO SPRINGS, Col. Dec. 39

A woman, believed to be Mrs. Bouton, was seen in North Cheyenne canyon on Sunday, November 20, and again on Sunday, November 27. Franklin, it is positively stated, was shaved in a local barber shop during the week beginning November 20. Where he arent the latest the state of th

Another clew that was furnished to Another clew that was furnished to the officers today was from two well-known surveyors of this city, who, on December 8, were driving up North Cheyenne canyon when they were over-

MAY IRWIN OFFERS BAIL

cent mistrial was \$20,000, but after the disagreement she was remanded

Cases Before Baker, Removed.

SANTA FE. N. M. Dec 26-Attorneys today refused to proceed with cases before Justice Baker alleging that he had no right to sit as judge of the Territerial court although the order removing him recently was revoked by Presiden? Rossevelt. The attorneys hase their artion on rederal decisions which they say, hold that an order revoking the removal of a United States appointive officer does not reinstate him, but that he must be again nominated by the President and confirmed by Congress in regular form. This was not done in the case of Judge Barker.

Kentucky Feudist Killed.

Gov.-Elect Folk Accepts

Many Killed in Hurricane

MR. CLEVELAND **When President Granted**

PENROSE FOOLED

Dusty Old Records and More Recent Marriage Contradicting.

Amnesty.

Former President Understood Apos tle's Last Plural Marriage

By A. F. Philips.

Was in 1862

Special to The Tribune. WASHINGTON, D. C., Dec. 20 .- During the recent hearing in the Smoot cas Apostle Penrose admitted that he was ; law in unlawful cohabitation. This apo tolic saint only a few years since prom-When | ised the Government that he would ceas living with his plural wives if granted amnesty and pardon for his previous acts in defying the law. In the musty files of the Government bureaus can be found a good many documents that show how well the members of the hierarchy obey their obligations. Today one came to light, It was a petition report of the United States Attorney and copy of petition upor which President Cleveland, under date

of March 2, 1889, indorsed these words: "Charles W. Penrose, having been in dicted for unlawful cohabitation and having been a good character prior to said indictment and having both before and since that time been in other respects a useful citizen, and having married his plural wife twenty-seven years ago. I do hereby grant to said Penrose amnesty and pardon of and for the offense of which he was indicted, and from the offense of unlawful cohabitation upon this upon the condition, however, that said Penrose does not hereafter commit said offense as the same is defined by the laws of the United States and the courts there-

How well the apostolic editor has obeyed the conditions of his pardon is well known in Utah and repeated by the saint in his testimony before the Senate committee Readers of The Tribune will remember that but recently Dr. Romania B. Pratt, Apostle Penrose's last plural wife, stated that she had married Apostle Penrose twenty years ago. It seems that Presiient Cleveland was not informed of this marriage when amnesty was granted.

There is a bit of history connected with
this deceiving of President Cleveland. It
is a startling bit of history. Its revelation will soon be pointed out in these col-

Mackey Companies Declare Dividend. NEW YORK, Dec 39.—The Mackey companies today declared a regular quar-terly dividend of 1 per cent on preferred stock and the first dividend of 1 per cent on common stock for a period not stated.

umns.

Bryan to Talk on Grant.

GALENA, III., Dec. 30.—William J. Bryan has accepted an invitation from the Grant Birthday association to make the annual address at the observance of Gen. Grant's birthday here on April 27

Montana Gets Sigma Nu Charter.

NEW ORLEANS, Dec. 20.—The Sigma Nu fraternity, after a most successful meeting, closed its three days' session here tonight. A charter was granted to the University of Montana.

TOMORROW, January 1, 1905, The Salt Lake Tribune will issue an Eighty-Page Paper. It will be replete with facts and data and pictures illustrative of mining, industrial and commercial conditions in Utah during the year 1904. It will advertise Utah and the Intermountain region as no other is-

sue of The Tribune has ever done before. Buy a copy and keep it for reference during 1905 and then purchase another copy to send to your friend in the East.

Cashier and President Is Measured by Placed Under Arrest

in Custody.

CLEVELAND, O., Dec. 30.-Cashier O. C. Lillie and President C. M. Traver of the National bank of Conneaut, O., were placed under arrest late this afternoon at Conneaut by United States Marshal Chandler upon a warrant charging the bankers with a violation of the National banking laws, the specific charge in Mr. Lillie's case being the making of a fulse entry in the books of the bank. Mr. Traver is charged in the warrant with be-ing an accomplice of the cashier in the alleged falsification. Cashier Lillie walved preliminary examination and gave ball in the sum of \$10,000

esident Traver arrived in this city tought in charge of a deputy mar-He was immediately brought before United States Commissioner, where the United States Commissioner, where he waived preliminary hearing and gave bail in the sum of \$10,090 for his appearance at the February term of court. The First National bank of Conneaut closed list doors nearly two weeks ago, after a run upon it the preceding day. The bank has a capital stock of \$50,000.

The cause of the run, the bankers said at the time, was that the report had succeeded in securing large loans from it. The bank officials deny holding are.

succeeded in securing large loans from I

FOR POLARISCOPE TEST.

United States Appraisers Decide Against Protest of Importers.

NEW YORK, Dec. 30.-The quality of ugar for tariff purposes must be desugar for tariff purposes must be de-termined by the scientific polariscopo-test, according to a decision announced today by the United States general ap-pressers. The decision was given on a protest filed by importers against a re-cent ruling of the United States Circuit Court of Appeals. The protest declared that the regulations upon which the de-cision of the Circuit court was based are unconstitutional.

cision of the Circuit court was based are inconstitutional.

In overruling the protest the board holds that the phrases "testing by the rolariscope" and "decree shown by the rolariscope" as used in the tariff act should be interpreted literally. The protestants contended that the so-called trade test or commercial test, would be sufficient under the regulations.

The largest sugar importers in the country are interested in the settlement of the question and it probably will be taken to the United States Supreme court for final decision. The amount involved in the case already has reached many millions of dollars

To Knock Out Trusts.

CHICAGO. Dec. 30.—Edward B. Whitney of New York declared today before the American Political Science and Economic associations that Congress has the direct power to put an end to the United States Steel corporation, the anthracite "coal pool" and similar corporations. He asserted that a law forbidding a company engaged in internate commerce to engage in a productive industry would prohibit such "agglomerations."

Bertillon System

of World's Ordinary Criminals.

CLEVELAND, O. Dec. 39.-Bartillon measurements were taken of Mrs. Chadwick today by a Government secret ser

Investigation discloses that there are n Bertillon measures of Mme. Devere on record at the Ohio penitentiary. The system was in vogue prior to her coming to the prison, but it had been discontinued when she was incarcerated. Since then the system has been restored. The prison

the system has been restored. The prison records contain a very minute description of Mme. Devere, however. Dr. C. J. Aldrich, the allenist, again called at the county jail to see Mrs. Chadwick today, but upon instructions issued by United States Marshal Chandier, he was refused admittance. Dr. Aldrich stated that he was making a study of Mrs. Chadwick upon request of her counsel, J. P. Dawley.

Several other matters developed in the Chadwick case today that seem to indicate insanity as her almost certain line

Chadwick case today that seem to indicate insanity as her almost certain line of defense. It was learned that Dr. H. C. Eyman, superintendent of the Massilion State hospital for the insane, made an examination of the woman last Tuesday. Dr. Eyman's visit was kept secret at the time. He is one of the ablest and best-known practical allenists and specialists in insanity in Ohio.

The Associated Press dispatch announcing the sighting of the steamship Pre-toria off Fire Island was given to a deputy sheriff at the county jail this morning. He immediately took it to Mrs. Chadwick, who was asleep. When awakened and informed of the vessel's safety Mrs. Chadwick said she was glad to hear the news; that she had worried some over the delay in the vessel's arrival.

BOYCOTT RESULTS IN SUIT.

Union Lumber Company Asks for Injunction and \$100,000 Damages.

EAN FRANCISCO, Dec. 30.-The Union Lumber company, operating lumber yards in this city and at Fort Bragg. Cal, brought suft today for \$100,000 and an injunction against the San Francisco Finning Mill-Owners' association, the Fullding Trades council, Millmen's union and forty-eight officers of these associa-

tiers.

The suit is a result of a boycott place I on the Union Lumber company for maintaining an open shop. The complaint recties at length the men alleged to have been employed to give force to the boycott. It is declared that the contractors were notified to cease bindling the company's products under threats of strike, the union visiting towns and prohibited local unions from handling the firm's products

reducts
The complaint instances where shipments of lumber were returned to the company by customers who were intimi-cated. The petitioners ask for an in-junction restraining the defendants from interfering with the complainant's busi-ness and that they be ordered to rescind all boycotting notices sent out.

CHANGES AMONG THE DIPLOMATS

ROC

Mr. Dooly's View of the Farmer.

Two Embassadors Will Retire.

Whitelaw Reid Will Succeed Joseph Choate at English Court.

Horace Porter Gives Up Post at Paris, but His Successor Has Not Been Chosen.

sular service of the Government, which

are to be made formally by him at the beginning of next March Secretary Hay had a conference with the President today before the meet-ing of the Cabinet, and it is understood that the matter of appointments in the

diplomatic service was one of the sub-jects discussed. While no official announcement of the President's intention regarding the po-sitions has yet been made, it is known that he has decided upon several

Joseph H. Choate, Embassador to the ourt of St. James, has indicated that he does not desire longer to continue as representative of this Government in Great Britain, and he expects, when relieved to return to America to look after his personal interests here. He will be succeeded by Whitelaw Reid, pro-prietor of the New York Tribune, who

was at one time Minister to France Gen. Horace Porter, American Emthat post soon after March 4. He was appointed by the late President Mc-Kinley, and with the expiration of his present term, will have served the United States at the French capital eight

The President has decided on Gen. Porter's successor, but at this time announcement of his decision can be

Charlemagne Tower, American Embassador to Germany, and Robert S. McCormick, American Embassador to Russia, will continue at their respective

posts. Bellamy Storor, American Embassador to Austria-Hungary, will continue in his present place until the President

decides to transfer him to another post in the diplomatic service As to the Embassadorship to Italy. nothing of a definite nature can be said now. It has been rumored that Embas-sador George Van L. Meyer is to suc-ceed Gen. Porter at Paris, but it can be said that such a change is not cer-tain. The probabilities are that Em-bassador Meyer will remain at Rome. Gen. Powell Clayton having decided to relinquish his post as Embassador to Mexico at the end of the present ad-

ministration, he will be succeeded by

Edwin H. Conger, now United States Minister to China.

It is not expected that Mr. Conger will continue long at the Mexican capi-tal, as he is understood to intend to return to his home State of Iowa, to be a candidate in succession to Gov. Cum mings. He will be succeeded by David

E. Thompson of Nebraska, who at pres-ent is Minister to Brazil. Minister Conger will be succeeded at the court of Pekin by William W. Rock hill, at present director of the Bureau of American Republics, who is recognized as an authority on all subjects pertain-

ing to China and the Chinese John K. Gowdy, who was appointed by Freeldent McKinley as American Consul-General at Paris, will be suc-ceeded by Frank H. Mason, who is now Consul-General to Berlin. In succession to Mr. Mason, John Lewis Griffiths of Indianapolis, will be named.

BALLOT BOXES

Supreme Court Orders Investigation.

Denver to Be Scrutinized.

Republicans Believe That Result Will

Insure Seating of Gov.

Every Phase of Election in

so as to cast a shadow over every man and woman in any way implicated in election frauds of the city and county of Denver on or before or after November 8, the Supreme court today ordered an investigation so sweeping in its scope that every phase of the election may be scrutinized and everything that bears in any way upon the election may be made known by

judicial inquiry. Aiva Adams, Democratic candidate for Governor, who appeared from the returns have been elected but who has declared that he does not want the office tainted with fraud, asked the court to open every Denver ballot box, but the order of the court goes beyond the mere examination of the ballots and provides for an investigation of the registration lists, the campaign expenditures and, in brief, all election matters.

To Cover Everything.

Attorney Samuel W. Beiford, for Adams, and Attorney Henry J. Hersey, for the Republicans, asked the court to make its order of such breadth that the court need not stop at anything in the investigation. The court said that was what it meant to do and instructed the lawyers to agree upon the wording of the order and present it to the court for approval next Tuesday morning.

Morning.

As there are 204 ballot boxes it is evident that several months will be consumed in the examination of their contents by the two handwriting experts to be appointed for this work. It is expected that the Supreme court will be asked to make an order placing special watchers at the court house to guard the registration books until such time as the investigation is made.

Fraudulent Registrations. "There are probably 20,000 fraudulent registrations on the books of the city and county of Denver," said Attorney James H. Brown, the principal advisor of the Republican city central committee, today F. A. Williams, chairman of the Republican committee, has published the following statement over his eignature.

"Our investigation into the conduct of the recent election in Tenner has devel

WASHINGTON, Dec. 50.—President
Roosevelt is devoting some time at present to consideration of important appointments in the diplomatic and consultations of the december of the consideration of the december of the diplomatic and consultations of the december of the decem

this State.

What effect, if any, the court's action today will have upon the course of and Legislature in respect to canvassing the vote for Governor and determining whether Peabody or Adams is entitled to the seat has not yet become apparent, Chief Justice Gabbert particularly announced the court's investigation will not be permitted in any way to interfere with any investigation which may be set on foot by the General Assembly.

Republicans as well as Democrats admit that the opening of all the Denver boxes complicates the political situation in Colorado, but believe that it means that there will be no 'rough house," as predicted.

Peabody Pleased.

Peabody Pleased. Governor Peabody expressed himself as follows regarding the court's decision.

"I am more than pleased that the Supreme court has decided to open every ballot box in Denver, and my only regret is that not every box in the State is opened. A point in fayor of the opening of the boxes by the Supreme court is that it takes the matter away from politics.

"There is confidence among the public in what the Supreme court does and when

"There is confidence among the public in what the Supreme court does, and when the highest tribunal in the State is through counting the votes in Denver, it will settle beyond question who is elected. I consider the decision of the court an eminently wise and just one"
"It is a good thing "said Attorney-General Miller, when he heard of the decision, "The entire matter is now out of polities."

It was announced this afternoon that use Republican plan to unsent Democratic It was announced this afternoon that ale-epublican plan to unseat Democratic enators had been modified and that pos-bly only Senators Forn and Healey, who are seated by the Democratic majority, a contests two years ago, would be creed out.

For Paying Expenses.

For Paying Expenses.

Attorneys for Adams tonight notified Attorneys Hersey, representing the Republicans, that they would ask the Supreme court to medify its order concerning the opening of the ballot baxes in Denver under the supervision of a referea. They will request that another arrangement for paying the expenses of the investigation be made.

The court having no fund at its disposal for meeting the expenses, directed that the two positical parties divide it equally. The Democrats object to this and will request that the court find another way for paying the cost of the investigation.

The Republicans, who say they are only too willing to follow the suggestion of the court, pretend to see in the amouncement of the Democrats' attorney a wish to avail themselves of a loophole through which to escape the investigation they themselves in augurafed.

No Conspiracy on Foot.

No Conspiracy on Foot. The four members of the State Canvass-ing board, other than Gov. Peabody, to-night issued a signed statement in which they deny that there is a conspiracy to seat Gov. Peabody, and express a destre-to see seated as Governor the man who has been legally elected. The statement reads:

resides.

The attitude of the State Board of Canvassers, of which we are members, as to
the gubernatorial controversy having
been misrepresented, and our motives questioned, we feel that it is just and